



Entered on Docket
July 13, 2009

A handwritten signature in black ink, appearing to read "Mike K. Nakagawa".

Hon. Mike K. Nakagawa
United States Bankruptcy Judge

1 PITE DUNCAN, LLP
2 STEVEN W. PITE (NV Bar #008226)
3 EDDIE R. JIMENEZ (NV Bar #10376)
4 4375 Jutland Drive, Suite 200
5 P.O. Box 17933
6 San Diego, CA 92177-0933
7 Telephone: (858) 750-7600
8 Facsimile: (619) 590-1385
9 E-mail: ecfnvb@piteduncan.com

12 ABRAMS & TANKO, LLP
13 MICHELLE L. ABRAMS (NV Bar #005565)
14 3085 S. Jones Blvd., Suite C
15 Las Vegas, NV 89146

16 Attorneys for Secured Creditor WELLS FARGO BANK, NATIONAL ASSOCIATION AS
17 TRUSTEE FOR THE CERTIFICATEHOLDERS OF STRUCTURED ASSET
18 MORTGAGE INVESTMENTS II INC. BEAR STEARNS MORTGAGE FUNDING
19 TRUST 2007-AR5 MORTGAGE PASS-THROUGH CERTIFICATES, SERIES 2007-
20 AR5

21 UNITED STATES BANKRUPTCY COURT

22 DISTRICT OF NEVADA

23 In re

24 CRAIG A GILLETTE,

25 Debtor(s).

Bankruptcy Case No. BK-S-08-21451-mkn
Chapter 7

WELLS FARGO BANK, NATIONAL
ASSOCIATION AS TRUSTEE FOR THE
CERTIFICATEHOLDERS OF STRUCTURED
ASSET MORTGAGE INVESTMENTS II INC.
BEAR STEARNS MORTGAGE FUNDING
TRUST 2007-AR5 MORTGAGE PASS-
THROUGH CERTIFICATES, SERIES 2007-
AR5'S ORDER TERMINATING AUTOMATIC
STAY

Date: June 24, 2009

Time: 1:30 P.M.

1 A hearing on Secured Creditor Wells Fargo Bank, National Association as
2 Trustee for the Certificateholders of Structured Asset Mortgage Investments II Inc. Bear Stearns
3 Mortgage Funding Trust 2007-AR5 Mortgage Pass-Through Certificates, Series 2007-AR5's
4 Motion for Relief From the Automatic Stay came on regularly for hearing in the United States
5 Bankruptcy Court before the Honorable Mike K. Nakagawa.

6 The court having duly considered the papers and pleadings on file herein and
7 being fully advised thereon and finding cause therefor:

8 IT IS HEREBY ORDERED, ADJUDGED AND DECREED:

9 The automatic stay of 11 United States Code section 362 is hereby immediately
10 terminated as it applies to the enforcement by Movant of all of its rights in the real property
11 under the Note and Deed of Trust encumbering the real property commonly known as 8409 Dry
12 Cliff Cir, Las Vegas, Nevada 89128 ("Real Property"), which is legally described as:

13 LOT SEVENTY-FOUR (74) IN BLOCK TWO (2)
14 OF NEW CASTLE ESTATES, AS SHOWN BY
15 MAP THEREOF OR FILE IN BOOK 41 OF
16 PLATS, PAGE 88, IN THE OFFICE OF THE
COUNTY RECORDER OF CLARK COUNTY,
NEVADA.

17 IT IS FURTHER ORDERED, ADJUDGED AND DECREED that Movant may
18 offer and provide Debtor with information re: a potential Forbearance Agreement, Loan
19 Modification, Refinance Agreement, or other Loan Workout/Loss Mitigation Agreement, and
20 may enter into such agreement with Debtor. However, Movant may not enforce, or threaten to
21 enforce, any personal liability against Debtor if Debtor's personal liability is discharged in this
22 bankruptcy case.

23 APPROVED/DISAPPROVED

24
25 _____
JAMES F. LISOWSKI, SR.
26 TRUSTEE

27 /././

28 /././

ALTERNATIVE METHOD re: RULE 9021:

In accordance with LR 9021, counsel submitting this document certifies as follows (check one):

☐ The court has waived the requirement of approval under LR 9021.

☐ No parties appeared or filed written objections, and there is no trustee appointed in the case.

☒ I have delivered a copy of this proposed order to all counsel who appeared at the hearing, any unrepresented parties who appeared at the hearing, and any trustee appointed in this case, and each has approved or disapproved the order, or failed to respond, as indicated below [list each party and whether the party has approved, disapproved, or failed to respond to the document]:

☐ Approved. - Debtor(s)/Debtor(s)' Attorney/Trustee

☐ Disapproved. - Debtor(s)/Debtor(s)' Attorney/Trustee

☒ Failed to respond. - Trustee

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Submitted by:

/s/ EDDIE R. JIMENEZ
4375 Jutland Drive, Suite 200
P.O. Box 17933
San Diego, CA 92177-0933
(858) 750-7600
NV Bar #10376
Attorney for WELLS FARGO BANK,
NATIONAL ASSOCIATION AS
TRUSTEE FOR THE CERTIFICATEHOLDERS
OF STRUCTURED ASSET MORTGAGE
INVESTMENTS II INC. BEAR STEARNS
MORTGAGE FUNDING TRUST 2007-AR5
MORTGAGE PASS-THROUGH
CERTIFICATES, SERIES 2007-AR5